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T-681 P.007/028 F-320

PATENT
Attr. Docket No: 0113.410US
USSN 09/373,333

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Subramanian et al.

Application No.: 09/373,333

Filed: August 12, 1999

For: DNA Shuffling to Produce Herbicide
Selective Crops

Examiner: D. Johannsen

Art Unit: 1655

AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Office Action mailed March 18, 2002, Applicants respectfully request reconsideration of the above-referenced patent application in view of the following amendments and remarks. The following documents are enclosed herewith:

- 1) A petition to extend the period of response for one month, extending the period for response through the present date; and
- 2) A copy of a 1449 form originally filed April 5, 2000.

In an interview summary prepared on July 2, 2002, the Examiner indicated that she was unable to locate the above-referenced 1449, but that she did locate a cover sheet that had accompanied it as well as several references not listed on any of the other 1449s in the file, and asked applicants' representative to provide a copy of the 1449 with this response. If the Examiner does not have a copy of any of the references cited on the 1449, she is requested to inform Applicant and any missing copies will be re-submitted.

IN THE CLAIMS:

Please amend claims 4 and 65 as follows:

4. (thrice amended) A method of obtaining a recombinant herbicide tolerance nucleic acid that encodes an herbicide tolerance polypeptide, wherein expression of the herbicide